

**City of Hurst
City Council Minutes
Tuesday, April 12, 2016**

On the 12th day of April 2016, at 6:30 p.m., the City Council of the City of Hurst, Texas, convened in Regular Meeting at City Hall, 1505 Precinct Line Road, Hurst, Texas, with the following members present:

Richard Ward	)	Mayor
Bill McLendon	)	Mayor Pro Tem
Larry Kitchens	)	Councilmembers
Anna Holzer)	
Henry Wilson)	
Nancy Welton)	
David Booe)	
Allan Weegar	)	City Manager
John Boyle	)	City Attorney
Allan Heindel	)	Deputy City Manager
Clay Caruthers	)	Assistant City Manager
Rita Frick	)	City Secretary
Greg Dickens	)	Executive Director of Public Works
Duane Hengst	)	City Engineer
John Brown	)	Fire Chief
Stephen Moore	)	Police Chief

With the following Councilmembers absent: none, constituting a quorum; at which time, the following business was transacted:

The meeting was called to order at 6:30 p.m.

Councilmember Henry Wilson gave the Invocation.

The Pledge of Allegiance was given.

VOLUNTEERS-IN-ACTION RECOGNITION

1. Proclamation recognizing Volunteer Appreciation Week. Mayor Pro Tem Bill McLendon presented the Proclamation recognizing Volunteer Appreciation Week to Managing Director of Community Services Malaika Marion.
2. Presentation to Volunteers-in-Action Blue Jacket recipients. Mayor Ward and Councilmembers presented Blue Jackets to the following recipients: Carolyn Greiser, Brook Hudson, Helen Robertson, Debbie Allen, and Linda Manning. Recognized, but not present were Bonnie Johnson, Doyle Little and Roberta McHam. Police Department Lieutenant Pell and Hurst Senior Center representative Michelle Varley provided a brief overview of the volunteer's contribution to the City.

Mayor Ward recessed the meeting at 6:44 p.m. and reconvened at 6:46 p.m.

PROCLAMATION(S) AND PRESENTATION(S)

3. Proclamation recognizing Motorcycle Safety and Awareness Month. Councilmember Welton presented the Proclamation to Rebecca Brown who expressed appreciation to the Council for promoting Motorcycle Safety and Awareness.
4. Proclamation recognizing Child Abuse Prevention Month. Councilmember Holzer presented the Proclamation to Courtney Harrison who thanked the Council and community for their support.
5. Proclamation recognizing National Public Safety Telecommunicators Week. Councilmember Kitchens presented the Proclamation to Police Chief Steve Moore who introduced Lieutenant Pell, Dispatch Supervisor Stephanie Lane, and Dispatcher Ashton Lane. Police Chief Moore and Fire Assistant Chief David Palla expressed their appreciation to the Dispatchers for their dedication and service to the community.
6. Presentation of National Weather Service StormReady Award. Assistant Fire Chief David Palla introduced National Weather Service Meteorologist Eric Martello, who presented the National Weather Service StormReady Award to the Mayor and Council and congratulated the City for being prepared to protect the citizens, properties, and facilities.

CONSENT AGENDA

7. Considered approval of the minutes for the March 22, 2016 City Council meetings.
8. Considered Ordinance 2316, second reading, to consider SP-16-01 Bank of Texas, a site plan revision for Lot A1, Block 1, Norwood North Addition, being 5.08 acres located at 500 Grapevine Highway.
9. Considered Ordinance 2315, second reading, amending Chapter 27 of the Hurst Code of Ordinances, Section 27-3 Definitions by adding (43.5) E-cigarette or Electronic Cigarette and (112.5) Smoking / Non Traditional Smoking Related Business; by amending Sections 27-12 Limited Business (c) Planned Development uses by adding (3) Electronic Cigarettes, Section 27-13 General Business (c) Planned Development (6) Electronic Cigarettes; Section 27-14 Outdoor Commercial (c) Planned Development uses by adding (5) Electronic Cigarettes and Section 27-15.1 TX 10 Multi-Use District (c) Planned Development uses by adding Electronic Cigarettes.
10. Considered moving the May 24, 2016 City Council meeting to May 17, 2016 and canceling the July 26, 2016 City Council meeting.

Councilmember Wilson moved to accept the consent agenda. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

ACTION ITEMS

11. Considered authorizing the city manager to enter into a contract with Excel 4 Construction, LLC, for the 2015 Miscellaneous Water Main Replacement Project.

Mayor Ward recognized Executive Director of Public Works Greg Dickens who reviewed the proposed water main replacement project. He stated the project includes seven different water lines. Mr. Dickens stated four bids were received with the low bid submitted by Excel 4 Construction, LLC, in the total amount of \$978,841.00. Mr. Dickens noted a proposed contingency of \$71,159.00, and staff is pleased with the contractor's work.

Councilmember Welton moved to authorize the city manager to enter into a contract with Excel 4 Construction, LLC, for the 2015 Miscellaneous Water Main Replacement Project, in the amount of \$978,841.00, with a contingency of \$71,159.00, for a total amount of \$1,050,000.00, and a contract time of 100 calendar days. Motion seconded by Councilmember Kitchens. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

12. Considered authorizing the city manager to enter into an Architectural Services Agreement with Ron Hobbs Architects for the design of the Hurst Animal Shelter Expansion and Renovation Project.

Mayor Ward recognized City Manager Allan Weegar who provided an overview of the plans to expand the Animal Shelter, and explained tonight's action was for the architectural services only. Mr. Weegar introduced Architect Ron Hobbs and Police Chief Steve Moore who provided an overview of the existing facility and needs of the future facility. Mr. Hobbs explained the design will allow for regional cooperation and new spaces for customers to interact with animals during the adoption process. In response to Councilmembers' questions, Mr. Hobbs stated the facility will accommodate an additional city's participation. City Manager Weegar stated the construction will most likely begin after the first of the year, depending upon budgetary factors.

Councilmember McLendon moved to authorize the city manager to enter into an Architectural Services Agreement, with Ron Hobbs Architects, for a base fee of 7.5% of the final construction cost, plus approved reimbursable expenses and additional services, as outlined in the Agreement, for the design of the Hurst Animal Shelter Expansion and Renovation. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

OTHER BUSINESS

13. Councilmembers reviewed of the following advisory board meeting minutes:
 - HEB Teen Court Advisory Board
 - Library Board
 - Parks and Recreation Board
 - Senior Citizen Advisory Board
14. Review of upcoming calendar items – City Manager Allan Weegar reviewed the following calendar items:
 - Saturday, April 23 and 30, 2016, 7:00 a.m. to Noon - Good Neighbor Day
15. City Council Reports – Councilmember Nancy Welton thanked Hurst employees who recently worked during Employee Giving Day.

PUBLIC INVITED TO BE HEARD – A REQUEST TO APPEAR CARD MUST BE COMPLETED AND RETURNED TO THE CITY SECRETARY TO BE RECOGNIZED

Mayor Ward recognized Hurst hotel representatives in attendance and Tarrant County College students.

Mayor Ward also recognized Bill Finstad, 1136 Norwood Drive, Hurst, Texas, who expressed concerns regarding the traffic speed in the 1000 – 1200 Block of Norwood Drive.

Mayor Ward recessed the meeting to Executive Session at 7:57 p.m. in Compliance With the Provisions of the Texas Open Meetings Law, Authorized by Texas Government Code, Section 551.074, Personnel - (City Council Appointees) and Section 551.071, conduct a private consultation with City Attorney about contemplated litigation and reconvened to open session at 9:16 p.m.

16. Take any and all action necessary ensuing from Executive Session – No action was taken on Agenda Item 16.
17. Consider authorizing the city attorney to initiate litigation against any or all of the following business organizations: O'Reilly Automotive Stores, Inc.; O'Reilly Automotive, Inc.; O'Reilly Auto Enterprises, LLC; Ozark Services, Inc.; Affinia Group, Inc.; Affinia, Inc.; Affinia Group Holdings, LLC; Affinia Group Holdings, Inc.; Affinia Group Intermediate Holdings, Inc.; and Wix Filtration Corp, LLC.

Councilmember Wilson moved to authorize the city attorney to initiate litigation against O'Reilly Automotive and Affinia Groups in regards to the defective filters for City firetrucks. Motion seconded by Councilmember Holzer. Motion prevailed by the following vote:


Ayes: Councilmembers McLendon, Booe, Kitchens, Holzer, Wilson and Welton
No: None

ADJOURNMENT

The meeting adjourned at 9:17 p.m.

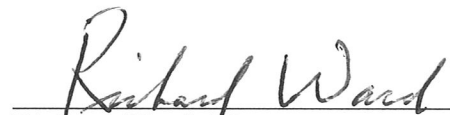
APPROVED this the 26th day of April 2016.

ATTEST:



Rita L. Frick, City Secretary

APPROVED:



Richard Ward, Mayor